

SBDE NO. 2014-01668

**IN THE MATTER OF
THE LICENSE OF**

CORBIN D. MILENBAUGH, DDS

**TEXAS DENTAL LICENSE
NUMBER 22026**

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BEFORE THE STATE

BOARD OF

DENTAL EXAMINERS

AGREED SETTLEMENT ORDER

On the 20th day of November, 2015, the State Board of Dental Examiners (Board) met in a regularly scheduled meeting and the above-styled case was heard.

On November 3, 2015, the Board proposed this Agreed Settlement Order (ASO) in the above-styled case against Corbin D. Milenbaugh, DDS, holder of Texas Dental License No. 22026 (Respondent). At issue are allegations that Respondent violated the laws and rules regulating the practice of dentistry.

Respondent hereby waives a formal adjudicatory hearing and enters into the following ASO. Respondent, by signature below, acknowledges that Respondent was advised of the right to legal representation, and that Respondent understands the nature of the alleged violations. Respondent's signature hereon also acknowledges that an adequate opportunity was provided to allow Respondent to respond to the alleged violations.

The following ASO is proposed, contingent on Board approval.

FINDINGS OF FACT

1. Respondent, Corbin D. Milenbaugh, DDS, holds Texas Dental License No. 22026. Respondent's license was initially issued on September 24, 2004, and was in full force and effect at all dates and times material and relevant to this ASO.
2. Respondent's license has no prior disciplinary history.
3. On or about June 23, 2012, Respondent fell below the minimum standard of care during the dental treatment of a minor patient. Specifically, Respondent failed to perform adequate pulpotomies on teeth letters L and S.
4. On or about June 23, 2012, Respondent fell below the minimum standard of care by failing to make, maintain, and keep adequate records of the

dental treatment of the patient. Specifically, the billing records did not accurately reflect the work performed on teeth letters K and T.

5. In an effort to resolve this matter, Respondent reimbursed the patient's guardian for her out-of-pocket payment for the treatment of teeth letters K, L, S, and T, and ensured that the insurance company also received reimbursement, which would have been a requirement of this ASO.

CONCLUSIONS OF LAW

The references to Statutes and Rules cited below are to the Statutes and Rules in effect at the time of the violations.

1. The Board has authority and jurisdiction over this case pursuant to Tex. Occ. Code §§ 251-267 and 22 Tex. Admin. Code §§ 100-125.
2. Respondent's conduct constitutes a violation of Tex. Occ. Code § 263.002(a)(4), (10); and 22 Tex. Admin. Code §§ 108.7 (eff. to Sept. 2014), 108.8(a)-(b).

ORDER

IT IS THEREFORE AGREED and ORDERED THAT:

1. Respondent's Texas Dental License No. 22026, issued to Corbin D. Milenbaugh, DDS, is hereby issued the sanction of WARNING.
2. Respondent SHALL pay an administrative monetary fine in the amount of two thousand dollars (\$2,000.00) payable to the "Texas State Board of Dental Examiners" located at 333 Guadalupe, Tower 3, Suite 800, Austin, Texas 78701-3942. The administrative monetary fine SHALL be paid in full no later than six (6) months from the date of ratification of this ASO by the Board.
3. Respondent SHALL complete a total of twelve (12) hours of continuing education (CE) courses, which SHALL be completed within six (6) months of the effective date of this ASO. The twelve (12) hours of CE courses completed SHALL be in the following areas:

Pulpotomies	Six (6) hours
Crowns	Six (6) hours

This CE SHALL be in addition to Respondent's annual CE hours required for licensure by the Board.

All CE courses SHALL be approved in advance by Board Staff. It is the responsibility of Respondent to obtain such approval. Courses taken without prior approval and/or prior to the effective date of this ASO SHALL NOT satisfy the requirements of this ASO. Board Staff SHALL have the authority to reduce the number of CE days or hours based on course availability. Upon the successful completion of each course, Respondent SHALL provide complete documentation of the course completion to the Board.

4. Respondent SHALL successfully complete the Jurisprudence Assessment-Board Order and submit proof of completion to Board Staff within thirty (30) days of the effective date of this ASO. Respondent may not take the Jurisprudence Assessment-Board Order prior to the effective date of this ASO. Respondent SHALL be responsible for all costs relating to compliance with this requirement.
5. Respondent SHALL abide by the Laws of the State of Texas, the Dental Practice Act, the rules and regulations of the Board, and any reporting requirements imposed to ensure compliance with this ASO.
6. This ASO is a settlement agreement pursuant to Texas Rule of Evidence 408 for the purposes of litigation.

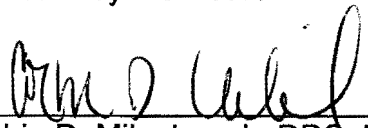
Signature page follows.

By signing this ASO, Respondent agrees to its terms, acknowledges understanding it, and agrees to satisfactorily comply with the mandates of this ASO in a timely manner or be subject to appropriate disciplinary action by the Board.

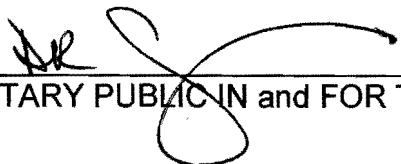
Respondent's signature hereon does not constitute either admission or denial of the allegations set forth in this ASO or the underlying complaint, and it does not constitute admission or denial of the findings of fact and the conclusions of law set forth.

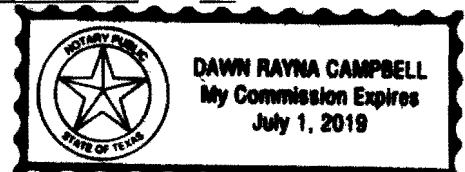
Respondent, by signing this ASO, waives any right to a formal hearing and any right to judicial review of this ASO. Failure to comply with the terms and conditions of this ASO SHALL constitute a violation of this ASO and may subject Respondent to further disciplinary action by the Board.

All of the above terms, conditions, and penalties become effective on the effective date of this ASO. The effective date of this ASO SHALL be the date it is executed by the Board.

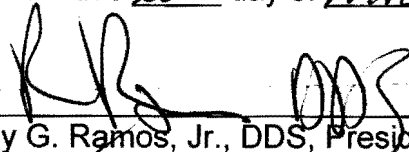

Corbin D. Milenbaugh, DDS, Respondent

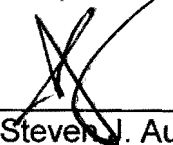
DAWN RAYNA CAMPBELL notarized the signature of Corbin D. Milenbaugh, DDS, this 10 day of November, 2015.


NOTARY PUBLIC IN and FOR THE STATE OF TEXAS



STATE BOARD OF DENTAL EXAMINERS
SIGNED this 20th day of November, 2015.


Rudy G. Ramos, Jr., DDS, Presiding Officer


Steven J. Austin, DDS, Secretary